

SEP 10 2008

PTOL-413A (10-07)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

## Applicant Initiated Interview Request Form

Application No.: 10/964,737 First Named Applicant: Roger Tsai  
 Examiner: Cardenas Navia, Jaime F. Art Unit: 3623 Status of Application: Under Non-final rejection

## Tentative Participants:

(1) Mary E. Goulet (Reg. No. 35,884) (2) \_\_\_\_\_  
 (3) \_\_\_\_\_ (4) \_\_\_\_\_

Proposed Date of Interview: Sept. 12, 2008 Proposed Time: \_\_\_\_\_ PM \_\_\_\_\_ (AM/PM)

## Type of Interview Requested:

(1) ☒ Telephonic (2) ☐ Personal (3) ☐ Video Conference

Exhibit To Be Shown or Demonstrated: ☐ YES ☒ NO

If yes, provide brief description: \_\_\_\_\_

## Issues To Be Discussed

Issues (Rej., Obj., etc.)	Claims / Fig. #s	Prior Art	Discussed	Agreed	Not Agreed
(1) <u>112[2] Rej.</u>	<u>8,9</u>	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(2) <u>101 Rej.</u>	<u>8,9</u>	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(3) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
(4) _____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Continuation Sheet Attached

## Brief Description of Arguments to be Presented:

Please see attached draft.

An interview was conducted on the above-identified application on \_\_\_\_\_

**NOTE:** This form should be completed by applicant and submitted to the examiner in advance of the interview (see MPEP § 713.01).

This application will not be delayed from issue because of applicant's failure to submit a written record of this interview. Therefore, applicant is advised to file a statement of the substance of this interview (37 CFR 1.133(b)) as soon as possible.

Mary E. Goulet

Applicant / Applicant's Representative Signature

Mary E. Goulet

Typed/Printed Name of Applicant or Representative

35,884

Registration Number, if applicable

Examiner / SPE Signature

This collection of information is required by 37 CFR 1.133. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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**SEP 10 2008****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of

Confirmation No. 4013

Roger Tsai

Group Art Unit 3623

Serial No. 10/964,737

Examiner: Cardenas Navia, Jaime F.

Filed: October 29, 2003

For: **BEST INDICATOR ADAPTIVE FORECASTING METHOD**

Commissioner for Patents

PO Box 1450

Alexandria, Virginia 22313-1450

**DRAFT****AMENDMENT UNDER 37 C.F.R. §1.111**

Sir:

This responds to the Office Action mailed August 1, 2008.

A listing of the claims begins on page 2 of this paper.

Remarks begin on page 5.

## Listing of the Claims

1-7 (Canceled)

1 8. (Currently Amended) A computer implemented best indicator adaptive (BIA) method for  
2 demand forecasting comprising the computer-implemented steps of:  
3 implementing a plurality of forecasting subsystems which make use of indicators Load  
4 ( $L$ ), Ship ( $S$ ) and Customer Acceptances ( $CA$ ) history ( $CA_{hist}$ );  
5 generating a forecast ( $CA_L$ ) from Load ( $L$ ) by modeling the ratio of quarter-to-date load to  
6 quarter  $CA$  actual as a random variable with gamma distribution so that the  $CA$  becomes a  
7 variable with generalized gamma distribution and computing the sample mean and sigma of the  
8 quarter-to-date load to quarter  $CA$  actual ~~Load-to- $CA$~~  ratio for a final forecasted  $CA_L$  demand;  
9 generating a forecast ( $CA_S$ ) from Ship ( $S$ ) by modeling the ratio of quarter-to-date ship to  
10 quarter  $CA$  actual as a random variable with gamma distribution so that the  $CA$  becomes a  
11 variable with generalized gamma distribution and computing the sample mean and sigma of the  
12 Ship-to- $CA$  quarter-to-date ship to quarter  $CA$  actual ratio for a final forecasted  $CA_S$  demand;  
13 generating a forecast ( $CA_{LS}$ ) from Load and Ship ( $LS$ ) by forecasting Customer  
14 Acceptances ( $CA$ ) based on Load ( $L$ ), Ship ( $S$ ) and Customer Acceptances history ( $CA_{hist}$ ) to  
15 generate  $CA_{LS}$  by estimating the functional relationship and the parameters relating the two ratios  
16 ~~Load-to- $CA$  quarter-to-date load to quarter  $CA$  actual~~ and ~~Ship-to- $CA$  quarter-to-date ship to~~  
17 ~~quarter  $CA$  actual~~;  
18 generating a forecast from Customer Acceptances history ( $CA_{hist}$ );  
19 refining the forecasts based on distribution demand using Customer Requested Date  
20 (CRAD) by  
21 generating a forecast from Load ( $L$ ) and CRAD as  $CA_{L,CRAD}$ ,  
22 generating a forecast from Ship ( $S$ ) and CRAD as  $CA_{S,CRAD}$ , and  
23 generating a forecast from Load ( $L$ ) and Ship ( $S$ ) and CRAD as  $CA_{LS,CRAD}$ ;  
24 for each forecast  $CA_L$ ,  $CA_S$ ,  $CA_{LS}$ ,  $CA_{L,CRAD}$ ,  $CA_{S,CRAD}$ ,  $CA_{LS,CRAD}$ , and  $CA_{hist}$ , determining  
25 a forecast error;  
26 eliminating  $CA_{LS}$  and  $CA_{LS,CRAD}$  if data is for a historical period shorter than a

predetermined period;  
eliminating any other forecast due to expert knowledge;  
for all remaining forecasts, selecting a forecast having a smallest error; and  
outputting a selected forecast as an optimum forecast.

9. (Currently Amended) A computer implemented best indicator adaptive (BIA) method for demand forecasting comprising the computer-implemented steps of:

inputting Load ( $L$ ), Ship ( $S$ ) and Customer Acceptances (CA) quarterly history ( $CA_{hist}$ ) data;

implementing a plurality of forecasting subsystems making use of four sources of information, Load ( $L$ ), Ship ( $S$ ), Customer Acceptances quarterly history ( $CA_{hist}$ ), and Customer Request Date (CRAD);

forecasting Customer Acceptances (CA) based on Load ( $L$ ) to generate  $CA_L$  by modeling a ratio of quarter-to-date load to quarter CA actual as a random variable with gamma distribution so that the CA becomes a variable with generalized gamma distribution whose mean and sigma can be easily computed from the sample mean and sigma of the ~~Load-to-CA~~ quarter-to-date load to quarter CA actual ratio;

forecasting Customer Acceptances (CA) based on Ship ( $S$ ) to generate  $CA_S$  by modeling the ratio of quarter-to-date ship to quarter CA actual as a random variable with gamma distribution so that the CA becomes a variable with generalized gamma distribution whose mean and sigma can be easily computed from the sample mean and sigma of the ~~Ship-to-CA~~ quarter-to-date ship to quarter CA actual ratio;

forecasting Customer Acceptances (CA) based on Load ( $L$ ), Ship ( $S$ ) and Customer Acceptances history ( $CA_{hist}$ ) to generate  $CA_{LS}$  by estimating the functional relationship and the parameters relating the two ratios ~~Load-to-CA~~ quarter-to-date load to quarter CA actual and ~~Ship-to-CA~~ quarter-to-date ship to quarter CA actual;

using a log mean to sigma ratio of CRAD distribution, adjusting the forecasts  $CA_L$ ,  $CA_S$  and  $CA_{LS}$  to arrive at more accurate forecasts  $CA_{L,CRAD}$ ,  $CA_{S,CRAD}$ , and  $CA_{LS,CRAD}$ ;

for each forecast  $CA_L$ ,  $CA_S$ ,  $CA_{LS}$ ,  $CA_{L,CRAD}$ ,  $CA_{S,CRAD}$ ,  $CA_{LS,CRAD}$ , and  $CA_{hist}$ , determining a forecast error;

26 eliminating  $CA_{LS}$  and  $CA_{LS,CRAD}$  if data is for a historical period shorter than a  
27 predetermined period;  
28 eliminating any other forecast due to expert knowledge;  
29 for all remaining forecasts, selecting a forecast having a smallest error; and  
30 outputting a selected forecast as an optimum forecast.

**REMARKS**

Claims 8-9 are pending in this application. Claims 8-9 are amended above.

In the office action, Claims 8 and 9 have been rejected under 35 U.S.C. 112, second paragraph, as being indefinite. Above, the amendments proposed in the office action have been made. The rejection is believed to thereby be obviated.

In the office action, Claims 8 and 9 have been rejected under 35 U.S.C. 101. Reconsideration and withdrawal of this rejection are respectfully sought, in view of the claim amendments above.

In view of the foregoing, it is requested that the application be reconsidered, that claims 8-9 be allowed, and that the application be passed to issue.

Should the Examiner find the application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at 703-787-9400 to discuss any other changes deemed necessary in a telephonic or personal interview.

If an extension of time is required for this response to be considered as being timely filed, a conditional petition is hereby made for such extension of time. Please charge any deficiencies in fees and credit any overpayment of fees to Deposit Account 50-0510 (IBM-Yorktown).

Respectfully submitted,

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Registration No. 35,884

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